

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 729 OF 2005.

Jayantilal Hiralal Shah @ Jain
and others. ... Petitioners.
Versus.
Laxmikant Murlidhar Sharma & ors. ... Respondents.

Mrs.Naina Desai i/by Shri Shashi K.Jain for the
Petitioners.

Shri M.R.Sharma for the Respondents Nos.1 to 4 and 17.

CORAM : ABHAY S.OKA, J.

DATED : 14th June, 2007.

P.C.:

1. Heard the Advocate for the Petitioners and the Advocate for the contesting Respondents. In the plaint filed by the contesting Respondents, it is specifically stated that the suit is not governed by the Maharashtra Rent Control Act, 2000.

2. The order impugned in this Writ Petition is of an interlocutory nature. In case the decree passed by the trial Court is adverse to the Petitioner, the order impugned can always be subjected to challenge by the Petitioner while preferring an Appeal against the decree passed in the suit. Therefore, it is not necessary to entertain the Writ Petition. Subject to what is stated above, the Writ Petition is rejected.

Judge.